

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
WESTERN DIVISION

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Litchfield Financial Corporation, *et al.*,)
)
Plaintiffs)
v.)
)
Buyers Source Real Estate Group, *et al.*,)
)
Defendants)
)

No. 3:04-cv-30076-MAP

U.S. DISTRICT COURT
DISTRICT OF MASS.

**MOTION FOR RULE 41(a)(2) DISMISSAL
OF DEFENDANT RONALD P. FERGUSON**

Pursuant to Federal Rule of Civil Procedure 41(a)(2), Plaintiffs Litchfield Financial Corporation, Textron Financial Corporation, and Land Finance Company ("Plaintiffs") and Defendant Ronald P. Ferguson ("Mr. Ferguson") jointly seek an Order from this Court dismissing this action against Mr. Ferguson.

Plaintiffs and Mr. Ferguson have entered into a settlement agreement that resolves Plaintiffs' claims against Mr. Ferguson. In the agreement, Plaintiffs have agreed to request dismissal of their claims against Mr. Ferguson set forth in Plaintiffs' Complaint and Mr. Ferguson has agreed to waive any claims or defenses he might have against Plaintiffs relating to the facts set forth in Plaintiffs' Complaint. Each party to this joint motion has agreed to bear its or his own costs.

Accordingly, the parties jointly request that this Court enter an Order dismissing Mr. Ferguson from this action.

Dated: October 31, 2006

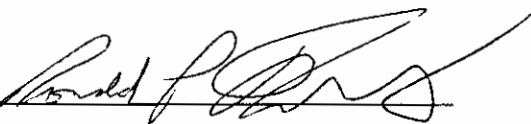
Respectfully submitted,
Counsel for Plaintiffs

LITCHFIELD FINANCIAL COMPANY
TEXTRON FINANCIAL CORPORATION
AND LAND FINANCE COMPANY

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CERTIFICATE OF SERVICE

**I hereby certify that on this day a true copy of
the above document was served upon the
attorney of record for each party by mail/by hand.**

Date: Oct 31, 2006 